

**O'BRIEN LAW OFFICE, P.C.**

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Missoula, MT 59807-7936

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JAMES P. O'BRIEN

**TRANSMITTAL MEMORANDUM**

TO: Paul Peterson  
FROM: Libby, Montana

DATE: January 31, 2001

The document(s) below is/are enclosed:  
- Copy of correspondence to Kenneth W. Lund, Holme, Roberts & Owens, LLP.

Please take the following action:

- ☐ File or Record
- ☐ Present to the Judge
- ☐ Return a conformed copy
- ☐ Call for an appointment
- ☐ Review, sign and return
- ☐ Other

- ☐ Per your request
- ☒ For your information
- ☒ For your file
- ☐ Payment enclosed
- ☐ Review and call

If you have any questions regarding the above, please call.

Sincerely,

*Jo Martin-Adams*

Jo Martin-Adams  
Legal Assistant to James P. O'Brien

jma  
Enc.

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JAMES P. O'BRIEN

January 31, 2001

Kenneth W. Lund  
Hobson, Roberts & Owens, LLP  
1700 Lincoln Street, Suite 4100  
Denver, CO 80203-4547

RE: Libby, Montana asbestos site

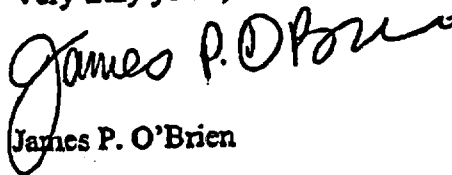
Dear Mr. Lund:

Recently I received a copy of a letter you sent to Mr. Paul Peronard of the EPA concerning W.R. Grace's restoration plan at the export facility site in Libby, Montana. In the future I would appreciate being copied with correspondence wherein Grace states my clients' purported position. Your representations in that regard were totally incorrect.

Contrary to your statements, Mel and Judy Burnett do wish to return to the export plant property and resume operating Millwork West as they did for over a decade before they learned that Grace had contaminated the site. While the Burnetts are exhausted from the last several months of forcing Grace to abide by its obligations in the original plan, they still expect Grace to fully restore the property and relocate their business. They understand that the City of Libby must participate in these decisions too.

I would be happy at any time to discuss restoration of the property and relocation of my clients' business with you. If you do not want to discuss this issue I would ask that you not rely on rumors or other sources to misrepresent the Burnetts position. Thank you for your attention to this matter.

Very truly yours,

  
James P. O'Brien

JPO:jma  
cc- Paul Peronard  
Scott Spencer, Atty.

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